

# BRANDT IS PARDONED BY GOV. SULZER

## MURPHY SAYS ASK SULZER WHO IS LEADER

Weather—Rain to-night, Saturday clearing; colder.

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EDITION.

**The**



**World.**

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### BOSS MURPHY DODGES TALK ABOUT GOV. SULZER AS THE DEMOCRATIC STATE LEADER

"Ask Sulzer," He Replies To Day in Answer to the Question.

STANDS BY GOVERNOR.

Tells Friends Chairman Willcox Will Not Be Reappointed on Service Board.

Charles F. Murphy to-day made his first appearance at Tammany Hall since his visit to Albany and the circulation of the report that Gov. Sulzer had assumed the Democratic leadership in the State.

"What about reports of friction between you and Gov. Sulzer?" Mr. Murphy was asked.

"Well, and here the leader of Tammany smiled.

"Will you say what, exactly, is your attitude toward Gov. Sulzer?"

"I am with Gov. Sulzer to make his administration a success—the success that it deserves," answered Mr. Murphy with unusual emphasis.

"Is Gov. Sulzer the Democratic State leader?"

"You had better ask Gov. Sulzer," answered Murphy with another smile.

REFUSES TO TRY TO READ GOV. SULZER'S MIND.

"Is the Governor still committed to the suggested single Public Service Commission body as contemplated in the Healey bill?"

"I have no right to assume to know what is in the Governor's mind, nor do I wish to personally express my opinion on that score."

"Are we to infer that the Governor has changed his mind as to a proposed single commission?"

"Hasn't the Governor a right to change his mind?"

"Did you visit the 'people's house' at Albany?"

"Yes, and I enjoyed the visit."

"Have you heard that Dudley Field Malone, a son-in-law of Senator O'Grady, is to be President Wilson's secretary?"

"That is news to me," answered the leader of Tammany.

SCHIFF VALET CONVICT PARDONED BY SULZER AFTER TO-DAY'S INQUIRY.



FOLKE E. BRANDT

### WOMAN OF 105 TO WED HER SUITOR, 80 YEARS; THEY GET THE LICENSE

Mrs. Marcelina Elisalda of Los Angeles Is Wealthy and Has Legal Guardian.

LOS ANGELES, Cal., Jan. 17.—Mrs. Marcelina Elisalda, one hundred and five years of age, and said to be wealthy, concurred yesterday in an application for a marriage license for herself and Plesantino Leon, aged eighty. The license was issued.

Leon said to-day he would attempt to have a recent court order appointing Mrs. Elisalda, a granddaughter, the aged woman's legal guardian set aside. Mrs. Leon will contest the action.

JOHNSON AGREES TO FIGHT PALZER IN PARIS.

Accepts Terms for Bout to Be Decided June 25 for \$30,000 Guarantee.

Jack Johnson agreed to-day to fight Al Palzer in Paris for the world's championship on the night of June 25, the eve of the Grand Prix races. Tom O'Rourke, Palzer's manager, announced this afternoon that he had received a telegram from Johnson in Chicago, accepting the terms offered by Al Lippe, an American now in Paris, arranging the match. The terms provide that the winner shall receive 50 per cent. of the gate receipts, with a guarantee of \$30,000.

Johnson's telegram follows: "Terms satisfactory. We will make arrangements when I see you in regard to pictures and transportation. Wire Lippe O. K. thanks."

Last Two Days of Big Sale. 310 Men's Overcoats & Suits, \$4.95. THE "W" Clothing corner, Broadway, cor. Barclay St., opp. Woolworth Building (highest in the world), will sell today and Saturday the balance of their Men's Winter Suits and Overcoats, fine black, blue, gray, brown and dark mixed worsted; all sizes; worth \$10 in any other store; their special price to-day and Saturday, \$4.95. Open Saturday night till 10—waddy.

### "ACT OF JUSTICE," SAYS GOVERNOR IN PARDONING BRANDT

Sulzer Frees Former Schiff Valet, Declaring His Sentence Excessive.

PROMISES TO "REFORM."

Statement From Schiff Declares He Doesn't Oppose Pardon on Ground of "Mercy."

(Special to The Evening World.) ALBANY, Jan. 17.—Gov. Sulzer this afternoon pardoned Folke E. Brandt on the ground that his sentence of thirty years for burglary in the home of Mortimer L. Schiff of New York City was excessive.

Brandt was brought before Gov. Sulzer in the Executive Chamber, this afternoon, on the petition of The World and other persons, for his release from Dannemora Prison.

At the request of Gov. Sulzer, Attorney-General Carmody made a statement, in which he said he favored Brandt's pardon, "not as a matter of mercy, but as a matter of justice." He criticized the procedure through which Brandt was tried and sentenced.

Mr. Carmody declared the Governor's action wiped out a "blot on the judiciary of the State," and shows "that there isn't anything that can defeat the ends of justice."

Senator Nelson also made a speech, in which he characterized Brandt's sentence as "almost judicial tyranny."

It was stipulated by Gov. Sulzer in pardoning Brandt that he is not to accept a theatrical engagement and must not, in the future, reflect upon the character of any one.

At the suggestion of the Governor, Brandt accepted Nelson's offer to take him to Washington and then send him West.

Brandt, who was sent to prison for a term of thirty years for alleged burglary, was secretly brought into Albany yesterday by Warden Kaiser of Dannemora. The warden and his prisoner spent the night at a local hotel and the two came to the Executive Chamber at 2 o'clock.

The spacious mahogany-paneled room, where the paintings of former Governors are hung, was crowded with petitioners, state officials and people attracted by the unusual and sensational features of the hearing. Here and there in the gathering was a woman to witness, as one of them—a suffragist—said, a "history-making proceeding for the rehabilitation of justice."

Many persons present to BACK UP PLEA.

Occupying seats near the Governor's desk were many Swedish citizens, the most prominent of whom was United States Senator Knute Nelson. William Rand Jr., former District-Attorney of New York County, was present, but merely as a spectator, he said. The Schiff family, it was said, had no one to represent them.

The Governor, walked into the big room at 2:55 o'clock with Attorney-General Carmody and United States Senator Nelson. The Governor, stepping to his desk, issued this order to Warden Kaiser: "Bring in Mr. Brandt."

Brandt appeared at once and took a seat directly in front of the Governor.

"I've given a great deal of thought to this Brandt case," said the Governor. "I've made up my mind what to do. I'm going to do substantial justice to this case."

The Governor then read Brandt's application for executive clemency. Brandt, in this document, regretted he had told stories reflecting on the reputation of a good woman. He declared they were all untrue. He said he realized the enormity of his conduct and hoped the Governor would release him, as he had already served six years in prison.

The Governor next read a letter from Mortimer L. Schiff, denouncing Brandt's stories reflecting on the reputation of Schiff's family as lying and scandalous. "Brandt," said Mr. Schiff in his letter, "attacked the honor of myself and family. I opposed his release because it was based on scandal and widely circulated malicious lies."

### DORIAN BRIBED TO HIDE FROM THE GRAFT HUNTERS

Wife of Hotel Manager Who Corroborated Sipp Goes Before Grand Jury.

TRYING TO TRACE FUND.

Policeman Fox Quoted as to the Number of Graft Paying Hotels.

The extraordinary Grand Jury investigating police graft spent part of its session to-day in looking into the charge that certain police officers, among them three inspectors and a captain, raised a fund to send George A. Sipp and Thomas J. Dorian, the partners of Policeman Eugene Fox, out of the city.

Dorian was paid a sum of money to leave New York directly after he gave testimony corroborating that of Sipp before the Aldermanic Committee.

SIPP QUOTES FOX ON HOTEL GRAFT-PAYERS.

It was learned to-day that Sipp, when he told the Grand Jury there were twenty-eight disorderly houses paying a month each to the police, he added that he got the information from Patrolman Eugene Fox. Sipp said he was on such close terms of friendship with Fox that Fox gave him the names of all the hotelkeepers and many others in Harlem who were paying for the privilege of conducting illegal places.

Sipp also said that the \$1,000 raised to pay him for leaving town—\$700 of which he eventually got—was originally deposited in a Harlem Bank and Fox called on him and told him about it. He started to the bank with Fox, but on the way the policeman said he was afraid they were being followed and advised Sipp to go to New Jersey and wait for the money.

The accounts of certain policemen with the bank mentioned by Sipp are being examined. It is hoped to establish by this method just how the \$1,000 fund mentioned by Sipp got into the bank.

Sipp's bank account has been looked over by the District-Attorney for five years back. The examination shows withdrawals of \$100 on days on which Sipp says he paid his monthly assessment of \$100 to Fox.

SIPP HAS RECOVERED FROM THE OPERATION.

Sipp, who has completely recovered from the slight operation he underwent Tuesday night, left his home for a time to-day. He and his son will appear before the Grand Jury on Monday and round up the testimony relative to the raising of a fund to send the witnesses against Fox out of town. Other witnesses on that point will also be heard on Monday.

District-Attorney Whitman has information that a brother of an inspector noted as the agent in raising the fund and that two or three lawyers handled the money. The three inspectors and the captain whose names have been furnished by Sipp and others are said to have been the chief contributors.

Patrolman Fox was arraigned before Justice Goff to-day to plead to the indictment charging him with burglary. He entered a plea of not guilty and the bail of \$5,000 fixed on Wednesday was continued. As Fox had been unable to secure a bondsman he was remanded to the Tombs.

When Fox's case was called in the trial room at Police Headquarters by Deputy Commissioner Walsh, Louis Goff, counsel for the accused policeman, explained that Fox was detained in the Tombs. Commissioner Walsh then directed the complaint clerk to call the names of the witnesses George and J. Howard Sipp and Thomas Dorian, who the police declare have been legally notified to appear.

There being no response Commissioner Walsh adjourned the trial until next Tuesday. He announced that taking a bribe of \$5 was called for police. Because Mrs. Goode was not present and detectives reported they had been unable to find her Sipp's trial was postponed indefinitely.

### RUSSIAN 'CARUSO,' FAME IN HIS GRASP, VANISHES IN AUTO

Kittay, Youth Mrs. Breitung Found Singing in Street, Mysteriously Disappears.

GET WORD HE IS SAFE.

Reporter Advised Penniless Genius to Sing in Fifth Ave. to Attract Attention.

Mixed with fright, great joy, almost bewildering, has come upon the parents of Theodore Kittay, living on the good will and trust of Mrs. Fishman and his wife at No. 31 Avenue B. For is not Theodore to-day celebrated in all the newspapers as the new-found possessor of a marvellous tenor voice, discovered by a kind rich woman, who lives in that shade of the wealthy, the Hotel St. Regis? Did he not last night bring home to his mother, who was with him, and give it to his mother, who the lady had given him?

But also did not two strange men with a great limousine car, stop in front of the Avenue B tenement door at 3 o'clock this morning, long before daylight came, and persuade Theodore to go away with them without even telling his mother and his father where he was going? From some source, which not all the ingenuity of a reporter speaking Yiddish could make clear, the Kittays received word to-day that their son would be home with them this evening. They hope it is true.

The romance of Theodore-Kittay yesterday in the metropolis of the United States is one that no fiction writer would dare submit to the editors of the magazines.

RECOGNIZED SINGER AT AGE OF SEVEN.

Scarcely less amazing is the little chronicle of his life which leads up to it. Theodore Kittay was born twenty-five years ago in Biala, Czerkoff in the Province of Kisa, Poland. At seven his sweet and powerful "koll" was admired by the cantors of the synagogue. His father, Meyer Kittay, only fairly successful as a dry goods merchant was glad to have his boy study music if he could get employed enough to pay for his lessons and help out the family income a bit.

He became a head singer in the Jewish Sabbath school. On great religious days such as Rosh Hashana and Yom Kippur he was soon installed as cantor, or leader and soloist. At sixteen years old he was able to pay his way at the Warsaw Conservatory. Later he went to the Conservatory at Kieff, and finally finished his musical education as far as seemed profitable at the Imperial Conservatory at St. Petersburg. By this time he was able to increase his earnings by giving piano lessons.

All of this Meyer and Rebecca Kittay told an Evening World reporter with great joy and pride. As to what happened after they came to this country to Philadelphia to make a new start, late in November, 1911, they spoke with proud humility. Dry goods prospered no better at No. 122 South Seventh street, Philadelphia, than in Biala Czerkoff. They were very near their last pennies. They wrote to Theodore, who was earning a considerable salary in Russia, though it would not go far under the American cost of living.

FAILS TO FIND WORK HERE AND IS SOON DESTITUTE.

In far overcoat, velvet hat and other trappings of prosperity he came. He went to board with the Fishmans, sending word to his parents that he knew from the experience of the great Cantor Sireta, who created a sensation in this country two years ago, that this was the place for a singer to make money. He arrived early in November. Two weeks later his parents, their money nearly gone, came over to find out why he had as yet sent them nothing.

He was no better off than they. But the loyal Fishmans undertook to take care of father, mother, Theodore, Judah, another son, who the family believes has the makings of a great artist, and the two girls, until times were better.

The persons in the station were amazed. The glint of triumph was in the doctor's eyes and a satisfied smile overcame his countenance. He called for the ambulance and wrapping the boy in the warmest of garments whisked him off to the hospital. At latest accounts he was still crying between doses and doses of milk.

### NEW BOY TENOR WHO DISAPPEARED AFTER SINGING ON STREETS



### DOCTOR BRINGS BACK LIFE TO BABY USED AS FOOTBALL

Little Body Rolls Out of Box Kicked by Children Over a Vacant Lot.

In an open lot at the corner of Huntington street and Hamilton avenue two scores or more of children, girls and boys, were playing to-day before the school bell rang. In that quarter the children are the children of the poor. They played in the lot with the lusty vigor of youth. The sands were damp, but the hardy youngsters revelled in them. They chased one another in tag, they played jacks and marbles, they wrestled with one another in rough good nature.

One of the youngsters found a paste-board box wrapped in a newspaper and tied with a string. He tore off the newspaper and a companion grabbed it. With yells of glee the crowd bore down on the box and hailed with delight the advent of a new game.

KICKED THE BOX OVER THE LOT AS A FOOTBALL.

The box was football all over the lot. Dents were made in it until the string had no further holding place. The string slipped from its place around the box, the cover of the box fell off and the children stopped their play and hunk back mute with horror.

Their "football" had been the coffin of a baby boy not more than several hours old. The little girl was first to find voice in the crowd of frightened youngsters. With shrieks of terror they ran from the spot and the boys were not slow in following them. In breathless terror the boys told the story to a policeman and the little body in the box was taken to the Hamilton Avenue Police Station.

"Yes, he's dead," said Dr. Schulman, who was summoned from the Long Island College Hospital. And then the man of medicine and science was interested to find that the stark body still had some warmth in it. He pressed back the eyelids. He chafed the tiny limbs, but could find no signs of life.

Something about the case attracted him and held him there. He applied all the restoratives of which he knew. He kept beating the body gently and worked to induce false respiration. In twenty minutes after he had been at work he uttered an exclamation. He had detected a faint breath passing through the lips.

BRINGS BACK LIFE TO SEEMINGLY DEAD BABY.

Dr. Schulman worked with renewed ardor. He removed his coat and never did doctor labor more diligently or with more earnestness on a patient than he did on the unknown waif. He worked tirelessly for an hour and a half and the child was kicking out its little hands and feet and crying with the lustiness and vigor of health.

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### THREE MORE INDICTED IN THE ARSON PLOT ON FIREBUG'S CONFESSION

"Izzy" Stein, Professional Incendiary Who Was Brought Down From Sing Sing, Spends an Hour and a Half Before the Grand Jury.

ADJUSTERS GOT BIG FEES FROM FAKE FIRE LOSSES.

Stein's Wife Tells About Meetings in Her Home Between Grutz and Other Alleged Conspirators.

"Izzy" Stein, the professional firebug was before the Grand Jury an hour and a half to-day reciting how he started a fire in the Bronx three years ago, at the instigation of certain men connected with the fire insurance business as adjusters. As a result of his testimony three indictments against persons not publicly named were returned. A dozen or more additional indictments will be found within a week.

It has been learned from Stein that these insurance adjusters—terming themselves "Independents"—took the greater share of the profit arising from collecting from insurance companies for fake losses. The fees of the adjusters ranged from 10 to 60 per cent. of the amount recovered.

STEIN'S WIFE TELLS ABOUT MEETINGS OF PLOTTERS.

Corroboration of Stein's charge that George Grutz, the insurance broker in the Tombs under \$25,000 bail, was the chief plotter in hundreds of cases of incendiaries has been procured from Stein's wife. She has told the District-Attorney of meetings in her flat between Grutz, her husband and others in the conspiracy.

Kalmar Neemark, the broker under indictment for making a false proof of loss, was arraigned before Justice Goff for pleading. His counsel filed a demurrer to the indictment and the case went over until Monday.

The possibility that the dealers in arson may have extended their operations to Brooklyn developed yesterday when two men were arraigned in that borough charged with setting fires to the Coffey of No. 10 South Sixth street. He is charged with having set a fire in a building at No. 125 Berry street in December. After his arrest he is said to have acknowledged his guilt to Fire Marshal Murphy. Oil, matches and other combustibles were found scattered about the place.

Herman Wunderlich pleaded not guilty to the charge of setting fire to a warehouse at No. 165 Broadway, Brooklyn, in December, when four fires, all incendiaries, started in Williamsburg. It is charged that Wunderlich was caught in the act of touching off a bundle of sweaters in the warehouse. Thirteen men have been convicted of arson in Brooklyn in the last year. Fifteen in all were arrested, charged with that crime and two were acquitted.

HAD BEEN WARNED NOT TO TELL HIS STORY.

When he first appeared in Mr. Weiler's office Stein appeared inclined to be reticent. He said that information had reached him that it would not be safe for him to implicate his associates in his crimes. So Mr. Levy was summoned. The lawyer had half an hour's conference with his client. Then he told Mr. Weiler that there would be no more holding back.

A stenographer was sent for and the tale began, occasionally directed by a question from one Assistant District-Attorney. Stein talked all the afternoon and late into the night, only stopping for supper and an occasional rest for the stenographer. At its close Mr. Weiler said that it would take another day, at least, to get all the facts that Stein had in his possession.

Almost at the beginning of the tale came the announcement: "Fire building was a recreation for me. I enjoyed it from the moment I poured the gasoline in the street. It was my greatest pleasure when I set fire."

MYLIUS HELD HERE ON WRIT.

Habeas Corpus Action Delays English Writer's Deportation.

On the application of Simon O. Pollock, Judge Holt, in the Federal District Court this afternoon issued a writ of habeas corpus and certiorari, staying the deportation of Edward F. Mylius, by the immigration authorities, which was set for Jan. 23. The writ is made returnable next Friday.